



# भारत का राजपत्र The Gazette of India

असाधारण

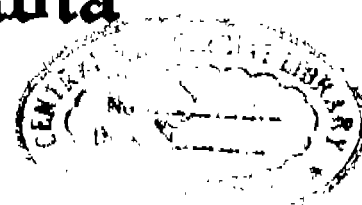
EXTRAORDINARY

भाग II—खण्ड 2

PART II—Section 2

प्राधिकार से प्रकाशित

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सं 36] नई दिल्ली, बुधवार, दिसम्बर 18, 1996 / अग्रहायण 27, 1918

No. 36] NEW DELHI, WEDNESDAY, DECEMBER 18, 1996 / AGRAHAYANA 27, 1918

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

## LOK SABHA

The following Bills were introduced in Lok Sabha on 18th December, 1996:—

BILL No. 132 OF 1996

*A Bill to confer on the President the power of the Legislature of the State of Uttar Pradesh to make laws.*

Be it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Uttar Pradesh State Legislature (Delegation of Powers) Act, 1996. Short title.

2. In this Act, "Proclamation" means the Proclamation issued on the 17th day of October, 1996, under article 356 of the Constitution, by the President, and published with the notification of the Government of India in the Ministry of Home Affairs No. G.S.R. 482 (E) of the said date. Definition.

3. (1) The power of the Legislature of the State of Uttar Pradesh to make laws, which has been declared by the Proclamation to be exercisable by or under the authority of Parliament, is hereby conferred on the President. Conferment on the President of the power of the State Legislature to make laws.

(2) In exercise of the said power, the President may, from time to time, whether Parliament is or is not in session, enact as President's Act, a Bill containing such provisions as he considers necessary :

**Provided that before enacting any such Act, the President shall, whenever he considers it practicable to do so, consult a Committee constituted for the purpose, consisting of twenty members of the House of the People nominated by the Speaker and ten members of the Council of States nominated by the Chairman.**

(3) Every Act enacted by the President under sub-section (2) shall, as soon as may be after enactment, be laid before each House of Parliament.

(4) Either House of Parliament may, by resolution passed within thirty days from the date on which the Act has been laid before it under sub-section (3), which period may be comprised in one session or in two successive sessions, direct any modifications to be made in the Act and if the modifications are agreed to by the other House of Parliament during the session in which the Act has been so laid before it or the session succeeding, such modifications shall be given effect to by the President by enacting an amending Act under sub-section (2):

Provided that nothing in this sub-section shall affect the validity of the Act or of any action taken thereunder before it is so amended.

## STATEMENT OF OBJECTS AND REASONS

Under the Proclamation issued by the President on the 17th October, 1996 the powers of the Legislature of the State of Uttar Pradesh are now exercisable by or under the authority of Parliament. It may not be possible for Parliament to find sufficient time to deal with legislative measures which may have to be enacted. It is, therefore, proposed that Parliament may, in accordance with the provisions of sub-clause (a) of clause (1) of article 357 of the Constitution, confer by law on the President the powers of the Legislature of the State of Uttar Pradesh to make laws for the State.

2. The Bill seeks to achieve the aforesaid objects.

NEW DELHI;  
*The 12th December, 1996.*

INDRAJIT GUPTA.

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PRESIDENT'S RECOMMENDATION UNDER ARTICLE 117 OF THE  
CONSTITUTION OF INDIA

[Copy of letter No. F.N. V/11015/5/96-CSR, dated 12th December 1996 from Shri Indrajit Gupta, Minister of Home Affairs to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the Uttar Pradesh State Legislature (Delegation of Powers) Bill, 1996 recommends under clause (3) of article 117 of the Constitution of India for its consideration in Lok Sabha.

### FINANCIAL MEMORANDUM

The proviso to sub-clause (2) of clause 3 of the Bill provides for the constitution of a Committee for consultation regarding President's Act, consisting of twenty Members of the House of the People and ten Members of the Council of States. The expenses to be incurred in connection with the meetings of the Consultative Committee will be met from the Consolidated Fund of India. This Committee will meet as and when necessary. The expenditure is not expected to be large and is not likely to exceed Rs. 3,72,400 during the period the Proclamation remains in force. The Bill, if enacted, will not involve any non-recurring expenditure.

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### MEMORANDUM REGARDING DELEGATED LEGISLATION

The power of the Legislature of the State of Uttar Pradesh to make laws, which has been declared by the Proclamation issued under article 356 of the Constitution in respect of that State on the 17th October, 1996 to be exercisable by or under the authority of Parliament, is sought to be conferred on the President under article 357(1)(a) of the Constitution. Before exercising the aforesaid power, the President is required, whenever he considers it practicable to do so, to consult a Committee of Members of Parliament constituted for the purpose in accordance with the provisions of the proviso to sub-clause (2) of clause 3 of the Bill. Any Act enacted by the President in exercise of the aforesaid power is required to be laid before each House of Parliament and Parliament may direct modifications to be made in that Act. The delegation of the legislative power is in pursuance of the express provision in this behalf in article 357(1)(a) of the Constitution and is necessary, as it will not be easy for Parliament to find time to deal with the various legislative measures that may be required in respect of the State of Uttar Pradesh. Under the circumstances arising out of the issue of the Proclamation under article 356 of the Constitution, this delegation of legislative power is limited to the period till the aforesaid Proclamation dated the 17th October, 1996 continues to be in force. It is usual for Parliament to confer on the President such legislative powers and, therefore, the delegation is of a normal character.

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## BILL NO. 131 OF 1996

*A Bill to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Uttar Pradesh for the services of the financial year 1996-97.*

BE it enacted by Parliament in the Forty-seventh Year of the Republic of India as follows:—

1. This Act may be called the Uttar Pradesh Appropriation (No. 2) Act, 1996.

Short title.

2. From and out of the Consolidated Fund of the State of Uttar Pradesh there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate [inclusive of the sums specified in column 3 of the Schedule to the Uttar Pradesh Appropriation (Vote on Account) No. 2 Act, 1996] to the sum of twenty-eight thousand nine hundred four crores, eleven lakhs and fifty-seven thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1996-97 in respect of the services specified in column 2 of the Schedule.

Issue of  
Rs 28904,11,57,000  
out of the Con-  
solidated Fund  
of the State of  
Uttar Pradesh  
for the financial  
year 1996-97.

3. The sums authorised to be paid and applied from and out of the Consolidated Fund of the State of Uttar Pradesh by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

Appropriation.

**THE SCHEDULE**  
(See sections 2 and 3)

1	2	3		
No. of Vote/ Appropriation	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Excise Department . . . . . Revenue Capital	17,41,64,000 60,37,000	10,000 ..	17,41,74,000 60,37,000
2	Housing Department . . . . . Revenue Capital	29,33,51,000 1,28,77,50,000	32,75,00,000 17,00,00,000	62,08,51,000 145,77,50,000
3	Industries Department (Export Promotion) . . . Revenue Capital	1,41,19,000 62,87,000	.. ..	1,41,19,000 62,87,000
4	Industries Department (Mines and Minerals) . . . Revenue Capital	6,55,19,000 3,97,00,000	50,000 ..	6,55,69,000 3,97,00,000
5	Industries Department (Village and Small Industries) . . . . . Revenue Capital	51,22,79,000 20,81,73,000	7,01,000 12,46,000	51,29,80,000 20,94,19,000
6	Industries Department (Handloom Industry) . . . Revenue Capital	45,91,95,000 7,40,65,000	5,80,000 7,00,000	45,97,75,000 7,47,65,000
7	Industries Department (Heavy and Medium Industries) . . . . . Revenue Capital	2,71,54,000 133,10,02,000	58,00,000 1,28,01,000	3,29,54,000 134,38,03,000
8	Industries Department (Printing and Stationery) . . Revenue	40,98,22,000	..	40,98,22,000
9	Power Department . . . . . Revenue Capital	3,68,20,000 1083,93,00,000	.. ..	3,68,20,000 1083,93,00,000
10	Agriculture and other Allied Departments (Horticultural Development) . . . . . Revenue Capital	54,68,84,000 7,39,41,000	29,60,000 ..	54,98,44,000 7,39,41,000
11	Agriculture and other Allied Departments (Agriculture) . . . . . Revenue Capital	492,71,09,000 58,03,46,000	3,12,000 50,000	492,74,21,000 58,03,96,000
12	Agriculture and other Allied Departments (Area Development) . . . . . Revenue Capital	48,75,09,000 50,00,000	.. ..	48,75,09,000 50,00,000
13	Agriculture and other Allied Departments (Rural Development) . . . . . Revenue Capital	814,78,11,000 24,29,79,000	4,00,000 ..	814,82,11,000 24,29,79,000
14	Agriculture and other Allied Departments (Panchayati Raj) . . . . . Revenue Capital	398,97,28,000 27,55,000	21,000 ..	398,97,49,000 27,55,000
15	Agriculture and other Allied Departments (Animal Husbandry) . . . . . Revenue Capital	145,16,86,000 18,52,35,000	1,00,000 ..	145,17,86,000 18,52,35,000
16	Agriculture and other Allied Departments (Dairy Development) . . . . . Revenue Capital	19,58,35,000 10,52,35,000	3,000 ..	19,58,38,000 10,52,35,000

1 No. of Vote/ Appropriation	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consol- idated Fund	Total
		Rs.	Rs.	Rs.
17	Agriculture and other Allied Departments (Fisheries) . Revenue	15,99,63,000	5,000	15,99,68,000
	Capital	8,00,000	..	8,00,000
18	Agriculture and other Allied Departments (Co-operative) . . . . . Revenue	29,92,61,000	12,97,85,000	42,90,46,000
	Capital	299,56,41,000	30,17,65,000	329,74,06,000
19	Personnel Department (Training and other Expenditure) . . . . . Revenue	3,95,12,000	..	3,95,12,000
20	Personnel Department (Public Service Commission) . . . . . Revenue	1,73,09,000	8,64,09,000	10,37,18,000
21	Food and Civil Supplies Department . . . . . Revenue	73,00,75,000	5,00,86,000	78,01,61,000
	Capital	1870,82,00,000	70,00,50,000	1940,82,50,000
22	Sports Department . . . . . Revenue	12,21,04,000	..	12,21,04,000
	Capital	6,19,28,000	..	6,19,28,000
23	Cane Development Department (Cane) . . . . . Revenue	50,03,67,000	9,61,000	50,13,28,000
	Capital	1,00,50,000	5,13,000	1,05,63,000
24	Cane Development Department (Sugar Industry) Revenue	34,88,40,000	37,28,33,000	72,16,73,000
	Capital	162,75,01,000	4,81,00,000	167,56,01,000
25	Home Department (Jails) . . . . . Revenue	93,45,34,000	3,000	93,45,37,000
	Capital	14,77,47,000	..	14,77,47,000
26	Home Department (Police) . . . . . Revenue	1424,03,35,000	92,74,000	1424,96,09,000
	Capital	18,61,57,000	73,53,000	19,35,10,000
27	Home Department (Civil Defence) . . . . . Revenue	82,57,67,000	..	82,57,67,000
	Capital	67,40,000	..	67,40,000
28	Home Department (Political Pension and other Expenditure). . . . . Revenue	41,19,69,000	..	41,19,69,000
*29	Confidential Department (Governor's Secretariat) Revenue	..	2,26,54,000-	2,26,54,000
30	Confidential Department (Revenue Intelligence Directorate and other Expenditure) . . . . . Revenue	85,46,000	..	85,46,000
31	Medical Department (Medical Education and Training) . . . . . Revenue	129,57,55,000	25,000	129,57,80,000
	Capital	2,92,12,000	..	2,92,12,000
32	Medical Department (Allopathy) . . . . . Revenue	579,24,99,000	1,00,000	579,25,99,000
	Capital	53,18,44,000	..	53,18,44,000
33	Medical Department (Ayurvedic and Unani) . . . . . Revenue	80,81,56,000	3,000	80,81,59,000
	Capital	31,01,000	..	31,01,000
34	Medical Department (Homoeopathy) . . . . . Revenue	30,05,46,000	20,000	30,05,66,000
	Capital	3,30,23,000	..	3,30,23,000
35	Medical Department (Family Welfare) . . . . . Revenue	268,23,91,000	2,10,000	268,26,01,000
	Capital	51,86,000	..	51,86,000
36	Medical Department (Public Health) . . . . . Revenue	242,84,56,000	18,86,000	243,03,42,000
	Capital	5,51,61,000	..	5,51,61,000

\*Serial Number relating to charged Appropriation.

1	2	3		
No. of Vote/ Appropriation	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
37	Urban Development Department . . . . . Revenue	664,80,52,000	..	664,80,52,000
	Capital	4,37,51,000	..	4,37,51,000
38	Civil Aviation Department . . . . . Revenue	8,01,96,000	..	8,01,96,000
	Capital	8,49,45,000	..	8,49,45,000
39	Language Department . . . . . Revenue	3,33,86,000	90,000	3,34,76,000
40	Planning Department . . . . . Revenue	82,70,00,000	..	82,70,00,000
	Capital	61,63,00,000	..	61,63,00,000
41	Election Department . . . . . Revenue	153,24,87,000	..	153,24,87,000
42	Judicial Department . . . . . Revenue	149,27,96,000	30,84,95,000	180,12,91,000
	Capital	18,15,79,000	3,86,000	18,19,65,000
43	Transport Department. . . . . Revenue	29,50,87,000	12,000	29,50,99,000
	Capital	7,20,83,000	..	7,20,83,000
44	Tourism Department . . . . . Revenue	8,82,28,000	..	8,82,28,000
	Capital	26,95,92,000	..	26,95,92,000
45	Environment Department . . . . . Revenue	3,55,58,000	..	3,55,58,000
	Capital	5,00,000	..	5,00,000
46	Administrative Reforms Department . . . . . Revenue	83,46,000	..	83,46,000
47	Technical Education Department . . . . . Revenue	103,48,66,000	4,30,02,000	107,78,68,000
	Capital	4,95,89,000	..	4,95,89,000
48	Muslim Waqf Department . . . . . Revenue	1,48,45,000	2,73,000	1,51,18,000
49	Woman and Child Welfare Department . . . . . Revenue	170,09,17,000	..	170,09,17,000
	Capital	90,12,000	..	90,12,000
50	Revenue Department (District Administration) . . . . . Revenue	106,65,79,000	35,000	106,66,14,000
	Capital	33,48,89,000	..	33,48,89,000
51	Revenue Department (Relief on account of Natural Calamities). . . . . Revenue	128,16,83,000	125,12,85,000	253,29,68,000
	Capital	1,41,23,000	14,85,000	1,56,08,000
52	Revenue Department (Board of Revenue and other Expenditure). . . . . Revenue	419,37,17,000	1,40,64,000	420,77,81,000
	Capital	52,62,000	10,52,000	63,14,000
53	National Integration Department . . . . . Revenue	102,05,39,000	..	102,05,39,000
	Capital	7,20,00,000	..	7,20,00,000
54	Public Works Department (Establishment) . . . . . Revenue	274,32,99,000	4,15,000	274,37,14,000
55	Public Works Department (Non-residential Buildings) . . . . . Revenue	8,22,69,000	1,86,50,000	10,09,19,000
	Capital	10,27,63,000	1,00,000	10,28,63,000
56	Public Works Department (Residential Buildings) Revenue	6,88,22,000	72,37,000	7,60,59,000
	Capital	14,35,89,000	6,000	14,35,95,000
57	Public Works Department (Functional Buildings) Revenue	..	4,000	4,000
	Capital	9,68,66,000	92,000	9,69,58,000
58	Public Works Department (Communication) . . . . . Revenue	224,04,82,000	1,00,000	224,05,82,000
	Capital	434,06,36,000	5,50,00,000	439,56,36,000



1 No of Vote/ Appropriation	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
59	Public Works Department (Estate Directorate) . Revenue	20,83,09,000	..	20,83,09,000
	Capital	13,09,80,000	..	13,09,80,000
60	Forest Department . . . . . Revenue	140,75,74,000	2,02,88,000	142,78,62,000
	Capital	1,27,28,000	..	1,27,28,000
61	Finance Department (Debt Services and other Expenditure) . . . . . Revenue	576,18,22,000	4208,56,75,000	4784,74,97,000
	Capital	36,55,00,000	1789,34,54,000	1825,89,54,000
62	Finance Department (Superannuation Allowances and Pensions) . . . . . Revenue	856,27,38,000	1,15,37,000	857,42,75,000
63	Finance Department (Treasury and Accounts Administration) . . . . . Revenue	34,99,35,000	1,93,000	35,01,28,000
	Capital	30,02,000	..	30,02,000
64	Finance Department (State Lottery) . . . . . Revenue	26,96,41,000	..	26,96,41,000
65	Finance Department (Audit, Small Savings, etc.) . . . . . Revenue	44,78,23,000	3,000	44,78,26,000
	Capital	13,00,000	..	13,00,000
66	Finance Department (Group Insurance) . . . . . Revenue	46,12,000	69,87,64,000	70,33,76,000
67	Legislative Council Secretariat . . . . . Revenue	5,02,29,000	15,71,000	5,18,00,000
68	Legislative Assembly Secretariat . . . . . Revenue	13,26,64,000	35,09,000	13,61,73,000
69	Legislative and Parliamentary Affairs Department (Legislature) . . . . . Capital	2,40,00,000	..	2,40,00,000
70	Science and Technology Department . . . . . Revenue	23,29,08,000	..	23,29,08,000
71	Education Department (Primary Education) . . . . . Revenue	2215,41,32,000	192,72,39,000	2408,13,71,000
	Capital	83,50,000	..	83,50,000
72	Education Department (Secondary Education) . . . . . Revenue	1266,34,03,000	110,07,68,000	1376,41,71,000
	Capital	7,60,26,000	..	7,60,26,000
73	Education Department (Higher Education) . . . . . Revenue	300,48,99,000	4,50,01,000	304,99,00,000
	Capital	14,23,01,000	..	14,23,01,000
74	Education Department (Adult Education) . . . . . Revenue	14,84,66,000	..	14,84,66,000
75	Education Department (State Council of Educational Research and Training) . . . . . Revenue	41,32,01,000	..	41,32,01,000
76	Labour Department (Labour Welfare) . . . . . Revenue	53,14,39,000	3,000	53,14,42,000
77	Labour Department (Employment) . . . . . Revenue	64,86,93,000	20,000	64,87,13,000
	Capital	2,63,72,000	..	2,63,72,000
78	Secretariat Administration Department . . . . . Revenue	75,60,99,000	4,000	75,61,03,000
79	Social Welfare Department (Social Welfare) . . . . . Revenue	123,30,92,000	5,000	123,30,97,000
	Capital	29,26,000	..	29,26,000
80	Social Welfare Department (Scheduled Castes and Backward Classes Welfare) . . . . . Revenue	424,94,29,000	1,50,000	424,95,79,000
	Capital	13,19,66,000	..	13,19,66,000

1	2	3		
No. of Vote/ Appro- priation	Services and purposes	Sums not exceeding		
		Voted by Parliament	Charged on the Consoli- dated Fund	Total
		Rs.	Rs.	Rs.
81	Social Welfare Department (Tribal Welfare). . Revenue Capital	6,59,65,000 2,19,20,000	2,000 ..	6,59,67,000 2,19,20,000
82	Vigilance Department . . . . . Revenue	7,13,20,000	49,19,000	7,62,39,000
84	General Administration Department . . . Revenue	29,66,000	2,000	29,68,000
85	Public Enterprises Department . . . . . Revenue	88,57,000	..	88,57,000
86	Information Department . . . . . Revenue	25,11,78,000	..	25,11,78,000
87	Soldiers' Welfare Department . . . . . Revenue Capital	13,28,42,000 28,23,000	5,000 ..	13,28,47,000 28,23,000
88	Institutional Finance Department (Directorate) . Revenue Capital	88,74,000 29,91,22,000	4,000 .	88,78,000 29,91,22,000
89	Institutional Finance Department (Trade Tax) . Revenue Capital	107,89,55,000 40,01,000	2,08,000 ..	107,91,63,000 40,01,000
90	Institutional Finance Department (Entertainment and Betting Tax) . . . . . Revenue	4,16,38,000	3,56,000	4,19,94,000
91	Institutional Finance Department (Stamps and Registration) . . . . . Revenue Capital	17,41,84,000 5,00,00,000	4,000 ..	17,41,88,000 5,00,00,000
92	Cultural Affairs Department . . . . . Revenue Capital	12,31,13,000 64,48,000	3,000 ..	12,31,16,000 64,48,000
93	Irrigation Department (Establishment) . . . Revenue Capital	460,41,70,000 117,90,52,000	1,00,000 ..	460,42,70,000 117,90,52,000
94	Irrigation Department (Works) . . . . . Revenue Capital	838,61,20,000 801,95,42,000	3,000 76,77,000	838,61,23,000 802,72,19,000
95	Uttarakhand Development Department . . Revenue Capital	431,67,52,000 227,11,36,000	11,02,000 19,00,000	431,78,54,000 227,30,36,000
	TOTAL	22127,96,36,000	6776,15,21,000	28904,11,57,000

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**STATEMENT OF OBJECTS AND REASONS**

This Bill is introduced in pursuance of article 204(1) of the Constitution read with the Proclamation issued under article 356 of the Constitution in respect of the State of Uttar Pradesh on the 17th October, 1996, to provide for the appropriation out of the Consolidated Fund of the State of Uttar Pradesh of the moneys required to meet the expenditure charged on the Consolidated Fund of the State of Uttar Pradesh and the grants made by the Lok Sabha for expenditure of the Government of Uttar Pradesh for the financial year 1996-97.

P. CHIDAMBARAM.

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**PRESIDENT'S RECOMMENDATION UNDER ARTICLE 207 OF  
THE CONSTITUTION OF INDIA**

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[Copy of letter No. F.2(2)-B.(S)/96-Vol. II, dated the 10th December, 1996 from Shri P. Chidambaram, Minister of Finance to the Secretary-General, Lok Sabha.]

The President, having been informed of the subject matter of the proposed Bill to authorise payment and appropriation of certain sums from and out of the Consolidated Fund of the State of Uttar Pradesh for the services of the financial year 1996-97, recommends under clauses (1) and (3) of article 207 of the Constitution of India, read with the Proclamation dated 17th October, 1996 issued under article 356 of the Constitution, the introduction of the Uttar Pradesh Appropriation (No. 2) Bill, 1996 in and the consideration of the Bill by Lok Sabha.

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S. GOPALAN,  
*Secretary-General.*

